

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ORIGINAL

OEC FREIGHT (NY), INC.,

Plaintiff,

-against-

CLARE FREIGHT INT'L (USA), INC., et al.,

Defendants.

ORDER OF DISCONTINUANCE

07 Civ. 11072 (LAP)(FM)

It having been reported to this Court that the above entitled action has been settled, and the parties and their counsel having consented to the undersigned exercising jurisdiction over this case for the limited purpose of entering this Order of Discontinuance, it is hereby

ORDERED that said action be and hereby is, discontinued with prejudice and without costs; provided, however, that within 30 days of the date of this order, counsel for plaintiff may apply by letter for restoration of the action to the active calendar of the court, in which event the action will be restored.

DATED: New York, New York
May 6, 2008

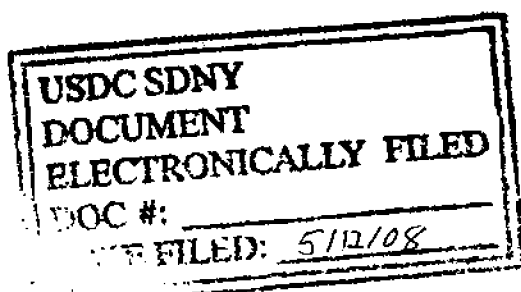
FM

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Frank Maas
FRANK MAAS
United States Magistrate Judge

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Attorney for Plaintiff OEC Freight
Matthew T. Loesberg, Esq.
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Glenn H. Ripa
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Attorney for Defendant Green Drake
John R. Ehrhart, Esq.

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